March 18, 2014

Dear [Redacted] - s.30(1)

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act (Our File #: JUS/003/2014)

On January 17, 2014, the Department of Justice received your request for access to the following records/information:

"I wish to obtain access to the following information/records (please be specific):
Details about the amount of Criminal Code fines outstanding. These should be broken down by category. For example, Tobacco Tax Fines. This should include all fines that are issued by the courts."

On February 4, 2014, the Department of Justice contacted you via email seeking further clarification on this ATIPP request. The email indicated that your request, as currently worded, could not be completed in its entirety. At that time, you were also advised of the following:

- Fines that are imposed by the Court remain with the Provincial Court until such time as the payment period allotted by the judge has expired. Fines which have elapsed are then considered overdue and transferred to Fines Administration for collection.
- A fine will stay with the Court indefinitely, or until paid in full, if the judge imposes a monthly payment. It will be transferred to Fines Administration only if the individual misses a payment or otherwise contravenes the Court order.
- Tobacco Control Act and Liquor Control Act offences are not covered by the Criminal Code - they are separate pieces of legislation. We also have fines issued under other Provincial Statutes such as Animal Health and Protection Act, Forestry Act, Wildlife Regulations, etc.
- Court imposed Criminal Code offences (non-driving related) are all entered into the Fines Administration database system under one code, as are all Court imposed Provincial Statutes related offences. The Courts would have to provide details on the fines issued to each individual in order to fulfill your request. As you may be aware, the Courts are not subject to the ATIPPA Legislation.
On February 20, 2014, you responded stating that you understood the configuration of data available from Fines Administration and revised your request.

"I wish to obtain access to the following information/records (please be specific): Details about the amount of Criminal Code fines outstanding. These should be broken down by category. For example, Tobacco Tax Fines. This should include all fines that are issued by the courts that are overdue to Fines Administration."

I am pleased to inform you that your request for access to these records has been granted. In accordance with your request, the appropriate copies have been enclosed.

Please be advised that responsive records will be published following a 72 hour period after the response is sent electronically to you or five days in the case where records are mailed to you. It is the goal to have the responsive records posted to the Office of Public Engagement's website within one business day following the applicable period of time. Please note that requests for personal information will not be posted online.

If you have any questions, please contact the ATIPP Coordinator, Neil Croke, at 709-729-7906, or ncr0ke@gov.nl.ca.

Sincerely,

Heather Jacobs
Assistant Deputy Minister
Outstanding fines imposed by the Court and transferred to Fines Administration (total as of February 27, 2014)

<table>
<thead>
<tr>
<th>Total Owing</th>
<th>Number of Violations</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1,600.00</td>
<td>15 Criminal Code of Canada - Non-Driving (Youth offenders)</td>
</tr>
<tr>
<td>$758,667.19</td>
<td>3,762 Criminal Code of Canada - Non-Driving (other)</td>
</tr>
<tr>
<td>$1,118.50</td>
<td>26 Provincial Statutes (Young offenders)</td>
</tr>
<tr>
<td>$862,346.96</td>
<td>1,770 Provincial Statutes (Other – would include Animal Health &amp; Protection Act, Forestry Act, etc)</td>
</tr>
<tr>
<td>$2,113,100.88</td>
<td>86 Provincial Statutes - secondary (includes fines imposed for offences under the Tobacco Tax Act, Liquor Control Act and the Revenue Administration Act)</td>
</tr>
<tr>
<td><strong>$3,736,833.53</strong></td>
<td><strong>5,659</strong></td>
</tr>
</tbody>
</table>

*This total represents an accumulation of fines over 30 years.*